

# **EXHIBIT D**

**In The Matter Of:**  
*Monique Bass v.*  
*Bomber, Todd, Murphy, and City of Detroit*

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*Eugene Bomber*  
*Vol. I*  
*October 30, 2017*  
*Eugene Bomber*

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1	UNITED STATES DISTRICT COURT	1	{ I N D E X }
2	EASTERN DISTRICT OF MICHIGAN	2	WITNESS
3		3	----- EUGENE BOMBER
4	* * *	4	Examination by Mr. Cabot.....4
5		5	Examination by Ms. Rehman-Barton.....71
6	MONIQUE BASS, Plaintiff,	6	
7	- vs. -	7	
8	Case No. 2:17-CV-10531 Hon. Nancy G. Edmunds	8	* * *
9	EUGENE BOMBER, JOHANNA TODD, BRIDGETTE MURPHY, and the CITY OF DETROIT, in their individual and official capacities, Defendants.	9	
10		10	E X H I B I T S
11		11	Deposition Exhibit No. 1.....20, 21, 27, 30, 45, 46
12		12	48, 49, 53
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15		15	Deposition Exhibit No. 3.....33
16	DEONENT: EUGENE BOMBER	16	Deposition Exhibit No. 4.....57, 61, 63, 64, 66
17	DATE: Monday, October 30, 2017	17	Deposition Exhibit No. 5.....68
18	TIME: 12:12 p.m.	18	Deposition Exhibit No. 6.....68
19	LOCATION: 2 Woodward Avenue, 5th Floor	19	Deposition Exhibit No. 7.....69
20	Detroit, Michigan	20	Deposition Exhibit No. 8.....69, 70
21		21	
22	REPORTED BY: JENNIFER DIANE CLAUSON, CSR-6867	22	
23	Court Reporting Services	23	
24	courtreportingservices@ymail.com	24	
25		25	
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1	APPEARANCES:		
2			
3	SHAWN CABOT, ESQUIRE	1	Detroit, Michigan
4	Christopher Trainor & Associates	2	Monday, October 30, 2017
5	9750 Highland Road	3	At or about 12:12 p.m.
6	White Lake, Michigan 48385	4	* * * * *
7	(248) 886-8650	5	EUGENE BOMBER
8	Appearing on behalf of the Plaintiff.	6	Having been first duly sworn by the Notary Public
9		7	to tell the truth, the whole truth, and nothing
10	LYNN REHMAN-BARTON, ESQUIRE	8	but the truth, testified upon his oath as follows:
11	City of Detroit Law Department	9	EXAMINATION
12	2 Woodward Avenue, Suite 500	10	BY MR. CABOT:
13	Detroit, Michigan 48336	11	Q. Would you please state your full name for the record?
14	(313) 237-0413	12	A. I am Sergeant Eugene Bomber.
15	Appearing on behalf of the Defendants.	13	MR. CABOT: Please let the record reflect that
16		14	this is the deposition of Eugene Bomber taken pursuant to
17		15	notice and agreement of counsel and to be used for any and
18	Bridgitte Murphy	16	all purposes consistent with the Federal Court Rules and
19	Johanna Todd	17	the Federal Rules of Evidence.
20		18	Q. (BY MR. CABOT): Good afternoon.
21		19	A. Good afternoon.
22		20	Q. My name is Shawn Cabot. I'm one of the attorneys
23		21	representing Monique Bass regarding an incident that
24		22	occurred back in May of 2015. This is a discovery
25		23	deposition, which just means I'm going to ask you a bunch
		24	of questions today. Have you ever had your deposition
		25	taken before?

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<p style="text-align: right;">Page 5</p> <p>1 A. No.</p> <p>2 Q. All right. So I'm going to go over the same grounds rules</p> <p>3 that I went over with your colleague just so that I know</p> <p>4 you understand them since this is your first one.</p> <p>5 To my right and your left is a court</p> <p>6 reporter. As you can see, she's typing away. That's what</p> <p>7 she's going to do for the next little bit. So to help her</p> <p>8 do her job well and we can actually help her do that, we</p> <p>9 have to make sure we always give verbal responses to my</p> <p>10 questions. A lot of times when we naturally communicate,</p> <p>11 we just nod our head or shrug our shoulders, and things</p> <p>12 like that. You can do that, but you have to accompany it</p> <p>13 with a verbal response.</p> <p>14 If I ask a yes-or-no question, please say</p> <p>15 yes or no versus an uh-uh or an uh-huh because your</p> <p>16 attorneys and I will read these transcripts later and with</p> <p>17 uh-uhs and uh-huhs, we don't know if it's a yes or no. So</p> <p>18 if you do that, don't take offense to me asking you if</p> <p>19 that was a yes or no, I got to do it just so that there's</p> <p>20 no question of what your testimony was.</p> <p>21 If I ask you a question that you don't</p> <p>22 understand or it doesn't make sense to you, I want you to</p> <p>23 let me know that and I'll rephrase it. You know, I think</p> <p>24 ever question I ask is a great and understandable</p> <p>25 question, but I'm not the one that's got to answer it. So</p>	<p style="text-align: right;">Page 7</p> <p>1 A. While we were sitting here.</p> <p>2 Q. Was that with your attorney?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. So I'm going to let you know anything you discussed</p> <p>5 with your attorneys off game. I don't get to know it as</p> <p>6 much as I would like to. I don't get to know it. So was</p> <p>7 that conversation done in the presence of your attorney?</p> <p>8 A. Yes.</p> <p>9 Q. Okay. Any other discussions other than what you had</p> <p>10 today?</p> <p>11 A. No.</p> <p>12 Q. All right. Have you reviewed anything in preparation for</p> <p>13 today?</p> <p>14 A. The warrant, the complaint form with the questions.</p> <p>15 Q. And when you say the warrant complaint form with the</p> <p>16 questions?</p> <p>17 A. The LEIN printout.</p> <p>18 Q. Okay.</p> <p>19 A. And then the complaint form.</p> <p>20 Q. And what's the complaint?</p> <p>21 A. Well, it would be with the questions on it.</p> <p>22 MS. REHMAN-BARTON: Interrogatory responses.</p> <p>23 Q. (BY MR. CABOT): Oh, the Interrogatories?</p> <p>24 A. Yeah, yeah.</p> <p>25 Q. Oh, okay. All right. Other than that, anything else</p>
<p style="text-align: right;">Page 6</p> <p>1 if it's not, let me know that, and I'll rephrase it.</p> <p>2 Otherwise, if you give me an answer, I'm going to assume</p> <p>3 you understood the question.</p> <p>4 If at any time you need to take a break,</p> <p>5 restroom, smoke break, whatever the case may be, that's</p> <p>6 fine. I don't have a problem with that. I just want you</p> <p>7 to answer any question that I've asked before you leave</p> <p>8 and take that break, that's all.</p> <p>9 Also the last deponent and I did pretty</p> <p>10 good. I anticipate the same with you, but please wait</p> <p>11 until my question's done before you answer, and likewise,</p> <p>12 I'll do my best not to ask a question until I think your</p> <p>13 answer's done and that just allows the court reporter a</p> <p>14 good opportunity to get the full question and get the full</p> <p>15 response down. It just helps her to do her job, okay?</p> <p>16 A. Okay.</p> <p>17 Q. All right. Prior to your deposition today, have you</p> <p>18 discussed this matter with anyone other than your</p> <p>19 attorneys?</p> <p>20 A. Just my partner.</p> <p>21 Q. Okay. And your partner's name is for the record?</p> <p>22 A. Well, former partner, Johanna Todd.</p> <p>23 Q. Okay. And when did you two have a discussion of the case?</p> <p>24 A. Today.</p> <p>25 Q. Okay. Was that --</p>	<p style="text-align: right;">Page 8</p> <p>1 you've reviewed?</p> <p>2 A. No.</p> <p>3 Q. Okay. With respect to this incident, any documents that</p> <p>4 you would have drafted other than an activity log which</p> <p>5 we're going to look at?</p> <p>6 A. That I would have drafted?</p> <p>7 Q. Yeah. Or completed?</p> <p>8 A. No.</p> <p>9 Q. Okay. Any video or audio of the incident?</p> <p>10 A. Not that I'm aware of.</p> <p>11 Q. Okay. Do you know if your cars even had video back in May</p> <p>12 of 2015?</p> <p>13 A. That's a great question.</p> <p>14 Q. Okay. Thank you. I don't hear that very often.</p> <p>15 A. Yeah, there's no way to tell. Back then even with cars</p> <p>16 with in-car video, they would seldom work.</p> <p>17 Q. Okay. All right. Have you ever been sued before?</p> <p>18 A. No.</p> <p>19 Q. Have you ever had any performance evaluations with the</p> <p>20 Detroit P.D. Police Department?</p> <p>21 A. Throughout my career, yes.</p> <p>22 Q. When's the last performance evaluation you got?</p> <p>23 A. I don't know. I was recently promoted to the rank of</p> <p>24 sergeant. So I don't know that there's an evaluation and</p> <p>25 testing that goes along with that.</p>

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<p>1 Q. Okay. So that was -- but that evaluation was pursuant to 2 some type of advancement opportunity? 3 A. Correct, yes. 4 Q. Other than that, do you get like -- 5 A. A yearly? 6 Q. Yeah. 7 A. Yes. 8 Q. Okay. And so have you, in fact, gotten those every year? 9 A. Yes. 10 Q. And how many times do you get those a year? 11 A. Once a year. 12 Q. And are they written or verbal? 13 A. Written. 14 Q. Do you get any training regarding arrests, warrant 15 arrests, verifying warrants, things like that? 16 A. Yeah, obviously in the academy. 17 Q. Okay. Any time after that? 18 A. Not really. 19 Q. Okay. And when did you go to the academy? 20 A. Back in 2005. 21 Q. Okay. Have you ever had any citizen complaints made 22 against you? 23 A. Yes. 24 Q. Okay. How many? 25 A. I don't know.</p>	<p>1 (Back on the record at 12:20 p.m.) 2 Q. (BY MR. CABOT): When did you graduate from there? 3 A. 1997. 4 Q. Okay. Any college? 5 A. Yes, Macomb Community College. 6 Q. And when did you attend there? 7 A. Off and on. Yeah, I couldn't tell you exactly what years. 8 Q. Okay. 9 A. Just when I could. 10 Q. Okay. 11 A. I do not have an actual degree. I have well over 90 12 credit hours though. I just haven't actually got the 13 degree. 14 Q. Okay. And what kind of classes were you taking when you 15 were going? 16 A. Criminal justice. 17 Q. Okay. 18 A. Well, my major switched from business administration to 19 criminal justice. 20 Q. Okay. It sounds like most of your credits going toward 21 criminal justice? 22 A. Yes. 23 Q. Okay. Any other colleges you've gone to? 24 A. No. 25 Q. Okay. Where did you go to the academy at?</p>
<p>1 Q. Any within the last seven years? 2 A. Yes. 3 Q. Okay. Any of them involve demeñor or arrests? 4 A. I -- honestly, I don't know what they're for. 5 Q. Okay. Do you know if they went up the chain of command 6 for review? 7 A. I do know that they have all been not sustained. Not 8 sustained slash exonerated. 9 Q. Sure. Have you ever been the subject of an Internal 10 Affairs investigation? 11 A. No. 12 Q. Ever been disciplined, terminated, or reprimanded in the 13 last seven years? 14 A. Seven years? I'm trying to think. I don't recall. 15 Q. Okay. Any background in the military? 16 A. No. 17 Q. I'm going to go over your education. Where did you go to 18 high school? 19 A. Warren Mott. 20 Q. My mother-in-law taught there. 21 A. What was her name? 22 Q. Cathy Sexton. 23 A. Yeah. 24 MR. CABOT: Off the record. 25 (Off the record at 12:20 p.m.)</p>	<p>Page 10</p> <p>1 A. Detroit Police Academy. 2 Q. And when was that? 3 A. 2005. 4 Q. And other than -- well, I suppose we should ask. You're 5 M-COLES certified, right? 6 A. Correct, yes. 7 Q. Other than that professional certification, any other 8 certifications you have currently? 9 A. I'm sure there's a lot. I had a bunch of extra training. 10 I just -- off the top of my head, I don't know. 11 Q. And when I say certification, I mean more towards like 12 paramedic, firefighter? 13 A. No. Then no. 14 Q. Stuff like that? 15 A. I'm sorry, no. 16 Q. All right. Where are you currently employed? 17 A. As of today, the Detroit Police homicide division. 18 Q. So I'm going to assume that's pretty recent? 19 A. As of today, yes. 20 Q. Okay. And what was your job yesterday? 21 A. As of yesterday, it was patrol supervisor for the 2nd 22 precinct. 23 Q. And how long have you held that position? 24 A. Since May. 25 Q. Of 2017?</p>

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<p>1 A. Yes.</p> <p>2 Q. And your position prior to that?</p> <p>3 A. Prior to that, I worked in the 10th Precinct as a police</p> <p>4 officer. I was assigned to the precinct detective unit.</p> <p>5 Q. I'm sorry. Assigned to what?</p> <p>6 A. The 10th Precinct precinct detective unit, aka PDU.</p> <p>7 Q. And what is that?</p> <p>8 A. It's -- it's the detective bureau or unit within a</p> <p>9 precinct.</p> <p>10 Q. Okay. And how long were you in that position?</p> <p>11 A. One year.</p> <p>12 Q. And you started in '05, right?</p> <p>13 A. Correct.</p> <p>14 Q. And you're still there? Back in May of 2015, what was</p> <p>15 your position?</p> <p>16 A. May of 2015, I would have been assigned to the 10th</p> <p>17 Precinct special ops unit. Special operations unit.</p> <p>18 Sorry.</p> <p>19 Q. How long have you been in that position?</p> <p>20 A. I don't know specifically, but a long time.</p> <p>21 Q. Okay. So more than a couple years?</p> <p>22 A. Yes, yes.</p> <p>23 Q. Okay. So let's start with the PDU assignment.</p> <p>24 A. Mm-hm.</p> <p>25 Q. Are there any particular crimes that you focus on as a</p>	<p>1 Q. And what's a part one crime?</p> <p>2 A. Any violent crimes or major crimes, i.e., homicide, non</p> <p>3 fatal shootings, robberies, home invasions, things of that</p> <p>4 sort.</p> <p>5 Q. And back in 2015, did you have a supervisor?</p> <p>6 A. Yes, oh, I know we had a supervisor. Now, which one it</p> <p>7 was, we had those change a couple times too.</p> <p>8 Q. Okay. So kind of focusing our attention on this incident</p> <p>9 involving Ms. Bass --</p> <p>10 A. Mm-hm.</p> <p>11 Q. -- you were employed by the Detroit Police Department on</p> <p>12 May 22nd -- May 21st, 2015, correct?</p> <p>13 A. That is correct.</p> <p>14 Q. And what shift did you work?</p> <p>15 A. During that time?</p> <p>16 Q. Yeah.</p> <p>17 A. It was called platoon four, which is a power shift from 7</p> <p>18 p.m. to 3 a.m. was our scheduled shift.</p> <p>19 Q. Any particular reason why it was called a power shift?</p> <p>20 A. The most -- the highest volume of crimes happen between</p> <p>21 those hours.</p> <p>22 Q. Okay.</p> <p>23 A. That's why it called the power shift.</p> <p>24 Q. And again, just to reiterate, what's platoon four?</p> <p>25 A. Platoon four would be special operations.</p>
<p style="text-align: center;">Page 14</p> <p>1 detective or is it anything that involves -- that happens</p> <p>2 in that precinct?</p> <p>3 A. My primary focus was on B&amp;E's, burglaries.</p> <p>4 Q. And the 10th Precinct, what area does that cover?</p> <p>5 A. It goes -- well, they keep re-adjusting it, except --</p> <p>6 Q. Do you -- do you know what it was in 2015?</p> <p>7 A. I would be lying if I said I was a hundred percent, but</p> <p>8 the gist of it is would be the Lodge to essentially 96 and</p> <p>9 then at that time, I believe it may have been Finkle down</p> <p>10 to West Grand Boulevard.</p> <p>11 Q. Okay.</p> <p>12 A. And then West Grand Boulevard jogs down to Warren. So</p> <p>13 it's -- yeah, it's complicated to answer, but yeah.</p> <p>14 Q. That's okay. It gives me a general sense. So the special</p> <p>15 operations unit, which is what you were in in May of 2015,</p> <p>16 was there kind of a focus in that position as far as what</p> <p>17 you did?</p> <p>18 A. The focus would change --</p> <p>19 Q. Okay.</p> <p>20 A. -- throughout -- throughout months throughout the years it</p> <p>21 would change. And that --</p> <p>22 Q. What generally -- sorry. I interrupted you. What</p> <p>23 generally is it that you did in the special ops unit?</p> <p>24 A. Our focus -- our primary focus was reducing part one</p> <p>25 crimes within the precinct.</p>	<p style="text-align: center;">Page 16</p> <p>1 Q. Okay. And did you routinely have a partner?</p> <p>2 A. Yes.</p> <p>3 Q. And what was his or her name?</p> <p>4 A. Her name is Johanna Todd.</p> <p>5 Q. And so what I mean typical partner, I mean is that the</p> <p>6 partner you normally would expect to work with when you</p> <p>7 went in on your shift absent vacations or something like</p> <p>8 that?</p> <p>9 A. Yes.</p> <p>10 Q. Okay.</p> <p>11 A. Yes.</p> <p>12 Q. How long had you worked with Ms. Todd?</p> <p>13 A. That's a great question.</p> <p>14 Q. Another good one. Two great ones in the same dep.</p> <p>15 A. Yeah.</p> <p>16 Q. Wow. That's a historic for me.</p> <p>17 A. It's -- I don't know.</p> <p>18 Q. Do you think it was more than a year?</p> <p>19 A. At that point?</p> <p>20 Q. Yeah.</p> <p>21 A. Honestly, it -- it feels like we've been partners forever.</p> <p>22 Q. Okay.</p> <p>23 A. She's like my sister. So I don't know, yeah.</p> <p>24 Q. Okay. That's fine. But on the day of this incident,</p> <p>25 wasn't the first time you had worked with her?</p>

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<p>1 A. No, probably not.</p> <p>2 Q. All right. And for the record, you're a Caucasian male, 3 correct?</p> <p>4 A. That is correct, yeah.</p> <p>5 Q. And approximate height and weight back then?</p> <p>6 A. Five-10, probably somewhere in the neighborhood of 230 7 pounds.</p> <p>8 Q. And your hair color back then?</p> <p>9 A. I never dye it. So it's always been brown.</p> <p>10 Q. Okay. And it's relatively short cut?</p> <p>11 A. Well --</p> <p>12 Q. Or back then --</p> <p>13 A. Back then depending on what we had going on, I could have 14 looked homeless at that point. Yeah.</p> <p>15 Q. Okay.</p> <p>16 A. So it varies. I don't remember.</p> <p>17 Q. Sure. Light facial hair today. Did you have light facial 18 hair back then?</p> <p>19 A. It might have been a full on beard at that point.</p> <p>20 Q. Okay.</p> <p>21 A. I don't remember.</p> <p>22 Q. And I see you have glasses today. Did you wear glasses --</p> <p>23 A. I always wear glasses, yes.</p> <p>24 Q. Okay. Generally, when you got to work back in May of 2015 25 with special ops, you were plainclothes?</p>	<p>1 A. A UC, yes.</p> <p>2 Q. And if you were in a modified special ops situation, would 3 it still be an undercover car or would it be a modified 4 car?</p> <p>5 A. No, it would be a special operations car, which is an all 6 black car.</p> <p>7 Q. Okay. No markings on it?</p> <p>8 A. Well, no, it had -- depends I -- like I said, I don't 9 remember what car we were in, but cause that's right 10 around the time we were getting new Charges.</p> <p>11 Q. Okay.</p> <p>12 A. And the Charges have it's a fully marked scout car. The 13 only difference is is that the light bar is underneath on 14 the top of the visor as opposed to on top of the car. It 15 says Detroit Police on the side of the vehicle.</p> <p>16 Q. Sure. So do you remember this particular arrest 17 specifically?</p> <p>18 A. No.</p> <p>19 Q. Okay. So I'm going to see what I can do to help you.</p> <p>20 A. Okay.</p> <p>21 Q. Help your memory here. I'm going to show you an activity 22 log.</p> <p>23 A. Okay.</p> <p>24 Q. Which is always a good place to start.</p> <p>25 A. Yeah.</p>
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<p>1 A. Correct.</p> <p>2 Q. Okay.</p> <p>3 A. Well, I was plainclothes and/or it's called a modified 4 uniform or a special operations uniform.</p> <p>5 Q. And how would that modify in special ops uniform?</p> <p>6 A. The special ops uniform I don't remember when it changed, 7 but it's green pants with the black Polo style shirt.</p> <p>8 Q. Okay. Would you -- would you have externally your gun and 9 things like that or --</p> <p>10 A. Yes.</p> <p>11 Q. -- would that be under your shirt?</p> <p>12 A. No, it would be out in the open. And our badges would be 13 clearly visible around our necks.</p> <p>14 Q. Now, that wouldn't be the same if you were plainclothes, 15 would it?</p> <p>16 A. Well, if I was in straight plainclothes, then no. I 17 wouldn't have my badge hanging out.</p> <p>18 Q. Okay. And your gun would probably be concealed in some 19 manner?</p> <p>20 A. Unless the only time that that would change is if that we 21 were taking police action. Then it would be exposed. 22 Everything would be exposed.</p> <p>23 Q. Sure. Okay. And if you were in plainclothes if you had 24 to travel from one place to the other, I'm assuming it 25 would be unmarked vehicle?</p>	<p>1 (Deposition Exhibit Nos. 1 and 2 marked for 2 identification at 12:35 p.m.)</p> <p>3 Q. (BY MR. CABOT): I'm going to show you what I've labeled 4 Exhibit 1 and Exhibit 2, okay?</p> <p>5 A. Okay.</p> <p>6 Q. And it looks like --</p> <p>7 A. May I?</p> <p>8 Q. Sure. It looks like one of the exhibits is for overtime, 9 for eight hours overtime.</p> <p>10 A. Mm-hm.</p> <p>11 Q. And one looks like it was what we'll call the straight 12 shift, is that accurate so far?</p> <p>13 A. That is correct, yes.</p> <p>14 Q. So Exhibit 1 is that the overtime one or is that the 15 straight time?</p> <p>16 A. That is the overtime.</p> <p>17 Q. Okay. So your overtime was prior to your shift?</p> <p>18 A. Correct.</p> <p>19 Q. And your actual shift log was Exhibit 2 for your normal 20 hours?</p> <p>21 A. That's correct.</p> <p>22 Q. Okay.</p> <p>23 A. From seven to three.</p> <p>24 Q. The -- are you able to tell, let's look at Exhibit 1, who 25 completed Exhibit 1?</p>

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<p>1 A. There's really no way to tell who did that.</p> <p>2 Q. Okay.</p> <p>3 A. Who actually filled it out.</p> <p>4 Q. Okay. That is your signature at the top?</p> <p>5 A. That is correct.</p> <p>6 Q. Okay. Are you able to tell me who the supervisor checking</p> <p>7 the log was?</p> <p>8 A. Yes, Sergeant Greg Tornassini.</p> <p>9 Q. Okay. That's on Exhibit 1, correct?</p> <p>10 A. Correct.</p> <p>11 Q. And is that different on Exhibit 2?</p> <p>12 A. Yes.</p> <p>13 Q. It looks like two of them reviewed it. Supervisor checked</p> <p>14 the log and one reviewed it. There's two different names.</p> <p>15 A. That is correct. Well, seeing as I've had to do a bunch</p> <p>16 of these I can explain. The very first log entry by -- on</p> <p>17 the -- this would be on Exhibit 2.</p> <p>18 Q. Mm-hm.</p> <p>19 A. Has the supervisor checking the log in would be Brent</p> <p>20 Rodak. Now, it's different -- it's different. It's just</p> <p>21 whatever supervisors there would sign it at the completion</p> <p>22 of his shift. It's verifying that whoever worked those</p> <p>23 hours worked those hours and when the log was turned in.</p> <p>24 Q. Okay.</p> <p>25 A. If that makes sense.</p>	<p>1 wanted more overtime or was it mandatory?</p> <p>2 A. According to my wife, it was mandatory.</p> <p>3 Q. Okay. How about according to the police department?</p> <p>4 A. No, it's --</p> <p>5 Q. It was volunteer?</p> <p>6 A. Yes, correct, yes.</p> <p>7 Q. And so when you began your shift, it looks like there was</p> <p>8 some type of role call conducted by Lieutenant Cannon,</p> <p>9 C-A-N-N-O-N, is that correct?</p> <p>10 A. Yes.</p> <p>11 Q. Okay. And would he -- is that a male or female? Do you</p> <p>12 know what his or her first name was?</p> <p>13 A. I don't remember.</p> <p>14 Q. Okay. So we'll just say Lieutenant Cannon, would they</p> <p>15 kind of go over do like a shift briefing at that point or</p> <p>16 just role call simply who's there and who's not?</p> <p>17 A. It really depend -- it really depended. It's the gist of</p> <p>18 -- it primarily was to see who's working.</p> <p>19 Q. Okay. And the second entry after the role call was the</p> <p>20 vehicle inspection and video introduction by Lieutenant</p> <p>21 Cannon. Do you recall what that was all about?</p> <p>22 A. We just go over our -- you just have to go over vehicle</p> <p>23 inspection that day before the start of your shift.</p> <p>24 Q. Okay. Was that actually done with Lieutenant Cannon or --</p> <p>25 A. I don't recall --</p>
<p>Page 22</p> <p>1 Q. Yep. So who was the first supervisor on Exhibit 2?</p> <p>2 A. Brent Rodak.</p> <p>3 Q. And that's R-O-D-A-K?</p> <p>4 A. That is correct.</p> <p>5 Q. And so it looks like when you first came in that day, you</p> <p>6 were part of platoon four and your special event was</p> <p>7 restore order?</p> <p>8 A. That's correct.</p> <p>9 Q. What is restore order?</p> <p>10 A. Restore order is it's just a name given by the chief to</p> <p>11 bringing people in on their active warrants.</p> <p>12 Q. Now, are those any type of warrants or are they warrants</p> <p>13 for certain types of crime?</p> <p>14 A. Targeted for felony warrants. The focus the idea behind</p> <p>15 it was that people who typically commit felonies will</p> <p>16 commit other felonies and by reducing the number of known</p> <p>17 offenders within a precinct, would help reduce your crime.</p> <p>18 Q. Okay. And just so I'm clear, you came in early that day.</p> <p>19 So your overtime was pre your shift?</p> <p>20 A. Correct.</p> <p>21 Q. Okay. And was that specifically to deal with that restore</p> <p>22 order issue or was it some other reason?</p> <p>23 A. No, that's correct. It was specifically for restore</p> <p>24 order.</p> <p>25 Q. Now, was that requested like you could do that if you</p>	<p>Page 24</p> <p>1 Q. Okay.</p> <p>2 A. -- to be honest with you.</p> <p>3 Q. All right. How would you get your assignments of these</p> <p>4 people with the warrants as it related to restore order?</p> <p>5 A. We had a clerk -- well, an officer who was acting as a</p> <p>6 clerk, Officer Angelowski.</p> <p>7 Q. Okay.</p> <p>8 A. Who would --</p> <p>9 Q. Do you know his or her first name?</p> <p>10 A. Joseph or something like that.</p> <p>11 Q. So it's Angelowski?</p> <p>12 A. Mm-hm.</p> <p>13 Q. Is that a yes?</p> <p>14 A. Yes, I apologize, yes.</p> <p>15 Q. Okay. And I'm sorry. You believe his first name was</p> <p>16 what?</p> <p>17 A. Joseph, yeah.</p> <p>18 Q. And what is Joseph -- what was his position as far as</p> <p>19 these restore order and the warrants?</p> <p>20 A. He would -- he would deal out the packets.</p> <p>21 Q. And when you say deal out the packets, what does that</p> <p>22 mean?</p> <p>23 A. So basically what would happen is we would come in and</p> <p>24 there would be a stack of -- pretty much a stack of known</p> <p>25 offenders that we would be going after for the day. We</p>

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<p>1 would divvy them up no rhythm or reason, no who gets what, 2 just grab some, and then make attempts to make an arrest 3 and then --</p> <p>4 Q. Now --</p> <p>5 A. -- hopefully get an arrest and close that out.</p> <p>6 Q. Now, were all those within the 10th Precinct or would they 7 go outside?</p> <p>8 A. Well, sometimes we would go out of the 10th Precinct, but 9 if a warrant originated or ended up within No. 10, then we 10 would take it.</p> <p>11 Q. Okay.</p> <p>12 A. It would be on our plate.</p> <p>13 Q. So basically whoever shows up to do this restore order 14 that day, gets their share of the pile?</p> <p>15 A. Correct.</p> <p>16 Q. Of warrant?</p> <p>17 A. Correct.</p> <p>18 Q. Do you know who was responsible for compiling those? Was 19 it that Mr. Angelowski or did it come from somewhere else?</p> <p>20 A. I have no clue where it came from.</p> <p>21 Q. Okay. So all you know is that there would be a pile of 22 warrants and they would get divided up among the officers 23 for that day and shift?</p> <p>24 A. That's correct.</p> <p>25 Q. Okay. And what would be Mr. Angelowski's role? He would</p>	<p>1 Q. All right. Looking at Exhibit 1, if I understand 2 correctly, as far as the log set forth in Exhibit 1, 3 there's nothing there dealing with Ms. Bass, is that 4 correct?</p> <p>5 A. Give me a moment, I'll --</p> <p>6 Q. Sure, absolutely.</p> <p>7 A. -- I'll read it over.</p> <p>8 Q. Absolutely. And fortunately for all of us, it's computer 9 printed versus handwritten.</p> <p>10 A. Or fortunate depending on who writes it.</p> <p>11 Q. That's true.</p> <p>12 A. It's -- this is redacted. I don't see -- people's names 13 have been redacted, but I don't see anything with Ms. 14 Bass.</p> <p>15 Q. Okay. Let's get rid of that one. We'll give that one to 16 the court reporter. So what would happen typically then 17 after your overtime shift since this happened before your 18 normal shift? Would you literally come back to the 19 station, clock out, and then go through another role call? 20 Like we see in Exhibit 2 or would you just stay out in the 21 field and do your thing until your shift ended?</p> <p>22 A. It depends -- for us it -- in special ops, it's not like 23 the shift, but traditionally pretty self-sufficient.</p> <p>24 Q. Okay. Well, let's go to Exhibit 2.</p> <p>25 A. Yeah.</p>
<p>Page 26</p> <p>1 just be the one with the pile and divvy them up?</p> <p>2 A. Pretty much.</p> <p>3 Q. Okay. So after you got your pile -- well, first of all, 4 do you know -- would you know how recent those warrants 5 were or --</p> <p>6 A. They varied.</p> <p>7 Q. Okay.</p> <p>8 A. I mean it really truly varied. Old warrants and warrants 9 that were brand new.</p> <p>10 Q. Okay. Would you have any idea if those warrants were 11 verified to be active or not?</p> <p>12 A. Well, any of the warrants that we got one of the first 13 things that my partner, Johanna Todd, and I would do 14 between one of us is re-run and make sure the LEIN -- the 15 warrant's still good in LEIN.</p> <p>16 Q. All right. So you go into your overtime. You get your 17 stack of warrants. Then typically your partner, if you 18 were looking with Ms. Todd, one of you, her or you, would 19 re-run them in LEIN to make sure they were still active?</p> <p>20 A. Correct.</p> <p>21 Q. And you don't have any reason to believe you departed from 22 that normal procedure on this occasion --</p> <p>23 A. No.</p> <p>24 Q. -- involving Ms. Bass, correct?</p> <p>25 A. Correct.</p>	<p>Page 28</p> <p>1 Q. It says on-duty role call conducted by Sergeant O'Rourke, 2 R-O-O-U-R-K-E.</p> <p>3 A. That was correction. It's O-R-O-U-R-K-E.</p> <p>4 Q. Now --</p> <p>5 A. Sorry.</p> <p>6 Q. -- did you actually physically go to that role call?</p> <p>7 A. I don't recall.</p> <p>8 Q. Okay. How would you typically do it if you did overtime 9 pre your normal shift like in a situation like this? We 10 know you did some MDOC warrant things. It looks like you 11 did an off-duty entry at --</p> <p>12 A. May I?</p> <p>13 Q. -- 2:30?</p> <p>14 A. Okay.</p> <p>15 Q. Okay. So you would have been off duty at what time?</p> <p>16 A. 3 o'clock.</p> <p>17 Q. Okay. And then when does Exhibit 2 indicate that you had 18 been on duty again?</p> <p>19 A. 3 o'clock.</p> <p>20 Q. Okay. How come it says 18:45 on Exhibit 2?</p> <p>21 A. Well, role call is always done 15 minutes before the, 22 quote on quote, start of the shift.</p> <p>23 Q. Okay.</p> <p>24 A. So 1900 hours would be technically the start of the shift. 25 So it would be 15 minutes prior.</p>

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<p>1 Q. So what did you do between 3 o'clock and 7 o'clock? If 2 your -- if your shift that you were on -- 3 A. Mm-hm. So -- 4 Q. -- it looks like you ended at 3 o'clock -- well, that's in 5 the morning. I gotcha. 6 A. Yeah. 7 Q. Never mind. Gotcha. That was my confusion. So according 8 to Exhibit 2, your shift would have started when? 9 A. Exhibit 2 would have been -- the start of our shift would 10 be 1900 hours. 11 Q. Okay. And what was your assignment that day? It says 12 special ops. 13 A. It's just -- 14 Q. At the top, right? 15 A. Correct. 16 Q. Okay. So were you no longer doing the restore order or 17 what? 18 A. The restore order tag is only it has more to do with 19 payroll than it does anything else. So they could know 20 cause certain -- the only reason I know this is having to 21 deal with payroll, but because a restore order is a 22 department wide thing, the overtime would be coming out of 23 a different budget. So that has to be -- does that make 24 sense? So that has to be on there so they can say these 25 officers worked restore order. So then that overtime</p>	<p>1 Q. Okay. And it looks like there was some interaction with 2 my client beginning at 17:50, is that correct? 3 A. That is correct. 4 Q. Now, according to the entry, it said that there was an 5 attempt of an arrest of a Nathaniel Bass wanted for a 6 probation violation? 7 A. Mm-hm. 8 Q. And what I want to make clear now is was there also a 9 separate warrant for this Monique Bass? 10 A. That is correct. 11 Q. Okay. So you had one warrant for Nathaniel Bass, one 12 warrant for Monique Bass, is that accurate? 13 A. That's correct. 14 Q. And where did you go to execute or attempt to execute 15 these warrants? 16 A. 2284 Longfellow. 17 Q. Okay. That's in the City of Detroit, correct? 18 A. That is correct. 19 Q. Is that within the 10th Precinct? 20 A. I believe so, yes. 21 Q. Okay. Did you have any idea based on the warrant or any 22 other information whether Nathaniel Bass and Monique Bass 23 were related at all? 24 A. I don't recall. 25 Q. Other than assuming?</p>
<p>Page 30</p> <p>1 because it's an overtime spot would be taken out and paid 2 via that -- those funds instead of precinct funds. 3 Q. Okay. But you would still do restore order work during 4 your normal eight hours? 5 A. That is correct. 6 Q. Okay. And so when you -- and so on this one looking at 7 Exhibit 2 again, so it says you had your role call at 8 18:45 and then 1900, it says busy at DDC arrest from 9 operation restore. So did you actually go somewhere and 10 pick up Ms. Bass or how do we get that? 11 A. I don't know. 12 Q. Let's go off the record for a second. 13 (Off the record at 12:51 p.m.) 14 (Back on the record at 12:57 p.m.) 15 Q. (BY MR. CABOT): So we got all the exhibits with all the 16 correct pages now and we've stapled them. So let's go 17 back to Exhibit 1 at the timeframe of 17:50. And just so 18 that we're absolutely clear on the record, I'm going to 19 repeat some of my questions just so we're accurate. Do 20 you recall who created -- who completed the activity log? 21 A. No, I don't. 22 Q. Okay. And again, Exhibit 1 is your overtime hours, which 23 were the eight hours prior to your normal working shift, 24 is that correct? 25 A. That is correct.</p>	<p>Page 32</p> <p>1 A. Yeah, just an assumption same last name. 2 Q. Okay. Now, where in this information contained in your 3 activity log, for example, this date of birth 11-6-67, 4 that comes from where? 5 A. It would be from the warrant packet. 6 Q. Okay. Black female that would come from the warrant 7 packet? 8 A. That's correct. 9 Q. Correct? And this was an uttering and publishing out of 10 36th District Court, correct? 11 A. That's what it says, yes. 12 Q. Okay. And then it has an OCA number. What does -- what's 13 the OCA number? 14 A. Essentially, it's a warrant tracking number that's located 15 in LEIN. 16 Q. Okay. And are you able to tell from that OCA number what 17 year the warrant was issued? 18 A. No. 19 Q. Okay. 20 A. Not that I know of. I can't tell. 21 Q. So the last two numbers doesn't mean it was issued in '01? 22 A. I could not tell you that for sure. 23 Q. Okay. 24 A. On the actual LEIN, it will say date of entry. 25 Q. Okay. And we'll look at that in a little bit. So you and</p>

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<p>1 your partner would have made the location, correct?</p> <p>2 A. Correct.</p> <p>3 Q. Do you know if you would have been in plainclothes or the,</p> <p>4 I guess, the partially?</p> <p>5 A. If I could refer to the arrest report.</p> <p>6 Q. Sure.</p> <p>7 MR. CABOT: And we'll label the arrest report at</p> <p>8 Exhibit 3.</p> <p>9 (Deposition Exhibit No. 3 marked for</p> <p>10 identification at 1:01 p.m.)</p> <p>11 Q. (BY MR. CABOT): Is that the document you want to see?</p> <p>12 A. That is correct.</p> <p>13 MR. CABOT: Let the record reflect that Exhibit 3</p> <p>14 is the police report. According to the report we were in</p> <p>15 special ops uniform?</p> <p>16 Q. And so that would be the green pants and --</p> <p>17 A. Correct, black --</p> <p>18 Q. -- the shirt --</p> <p>19 A. -- Polo shirt.</p> <p>20 Q. -- that you described earlier?</p> <p>21 A. Yes.</p> <p>22 Q. And you were in fully marked scout car, correct?</p> <p>23 A. Correct.</p> <p>24 Q. Now, since we're on Exhibit 3, let's just go through that</p> <p>25 for a little bit.</p>	<p>1 Q. Okay. So let's go through what you would typically do</p> <p>2 with one of these warrants. And you know it's an uttering</p> <p>3 and publishing warrant. Does it matter the type of</p> <p>4 warrant you're executing based upon what you do kind of</p> <p>5 how you handle one?</p> <p>6 A. Absolutely.</p> <p>7 Q. Okay. So this would be a -- it looks like even the one</p> <p>8 for Nathaniel Base -- Bass both non-violent crimes at</p> <p>9 least according to the warrant, correct?</p> <p>10 A. Mm-hm.</p> <p>11 Q. Is that correct?</p> <p>12 A. That's correct.</p> <p>13 Q. Okay. So would that mean you typically go up to the house</p> <p>14 and just knock on the door?</p> <p>15 A. It wouldn't be just -- it wouldn't just be that simple I</p> <p>16 mean obviously.</p> <p>17 Q. Tell me what would do then with these types of non-violent</p> <p>18 warrants then.</p> <p>19 A. Typically, we like to walk around the house first and see</p> <p>20 -- get an idea of what's going on.</p> <p>21 Q. Okay. Do you do any type of surveillance in your car for</p> <p>22 an hour or two hours?</p> <p>23 A. For something like this, no.</p> <p>24 Q. Okay. So you basically locate the address. Would you sit</p> <p>25 out there maybe five-10 minutes to see if you saw anything</p>
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<p>1 A. Mm-hm.</p> <p>2 Q. It says you got a warrant packet for Monique Elicia Bass</p> <p>3 and then it says, aka Monique Wright, W-R-I-G-H-T.</p> <p>4 A. Mm-hm.</p> <p>5 Q. Is that aka information that's on the warrant, the LEIN</p> <p>6 information, or where would you get the also known as</p> <p>7 information?</p> <p>8 A. I honestly don't remember.</p> <p>9 Q. Okay. And, of course, it was this warrant out of the 36th</p> <p>10 District Court, and again, you don't know what year it was</p> <p>11 issued, correct?</p> <p>12 A. Correct.</p> <p>13 Q. It says again referring to the police report that you went</p> <p>14 to 2284 Longfellow, you knocked on the door, and somebody,</p> <p>15 according to your report, by a Ms. Base (sic) answered the</p> <p>16 door?</p> <p>17 A. Bass.</p> <p>18 Q. Okay. Did both you and your partner go up to the door</p> <p>19 together?</p> <p>20 A. I'm sorry. I'm reading just a moment please.</p> <p>21 Q. Sure.</p> <p>22 A. Yeah, we both definitely would have went up to the house.</p> <p>23 Q. Okay. Do you recall what the first thing you did was when</p> <p>24 you went up to the house other than knock on it?</p> <p>25 A. Without assuming, I don't -- I don't know.</p>	<p>1 occurring?</p> <p>2 A. No.</p> <p>3 Q. Okay. So you get out then and do a physical walk around</p> <p>4 of the house?</p> <p>5 A. Correct.</p> <p>6 Q. And you're doing that to see what? If there's any dogs,</p> <p>7 any animals, or what? What's your --</p> <p>8 A. Correct.</p> <p>9 Q. -- purpose?</p> <p>10 A. Yes. Make -- just get a brief layout of the land in the</p> <p>11 event when we knock on that front door somebody takes off</p> <p>12 running out the back, which has happened just having a</p> <p>13 good idea of what the layout is. If there is dogs, what's</p> <p>14 going to be the safest approach for us if we got to get</p> <p>15 into the backyard.</p> <p>16 Q. Okay. And was there -- in this type of situation, would</p> <p>17 you be both approach the door together or would one</p> <p>18 approach the door and then one stay out as far as kind of</p> <p>19 like a backup type situation?</p> <p>20 A. I don't know what exactly we did in this particular</p> <p>21 scenario.</p> <p>22 Q. Okay.</p> <p>23 A. I can guarantee you that both of us would not be up on the</p> <p>24 porch together.</p> <p>25 Q. Okay. So when it says we went to the listed address, you</p>

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<p>1 and your partner both did, but as far as going up and 2 knocking on the door, only one of you is going to do that?</p> <p>3 A. Pretty much, yes.</p> <p>4 Q. Okay. And do you remember --</p> <p>5 A. Well, yeah.</p> <p>6 Q. Do you remember who knocked on the door?</p> <p>7 A. I don't recall.</p> <p>8 Q. Okay. Who wrote the report?</p> <p>9 A. It would be Officer Todd.</p> <p>10 Q. Okay. And so I'm going to ask her this when it's her 11 turn, but I'll ask you now.</p> <p>12 A. Okay.</p> <p>13 Q. You've read police reports, right?</p> <p>14 A. Mm-hm.</p> <p>15 Q. Yes?</p> <p>16 A. Yes.</p> <p>17 Q. Hundreds, if not thousands of them, correct?</p> <p>18 A. Yes.</p> <p>19 Q. You understand generally how they're written, correct?</p> <p>20 A. Yes.</p> <p>21 Q. So if you were to read this knowing that Ms. Todd was the 22 one who wrote the report and it says we went to the listed 23 address and knocked on the door, Mrs. Bass answered the 24 door, what conclusion would you draw of who probably was 25 the one who actually went up the door and knocked on it,</p>	<p>1 Q. Okay. Well, it says in the report I informed Bass that 2 she had a felony warrant and placed her into custody. 3 When it says I informed of the felony warrant, placed her 4 into custody, that generally means she handcuffed her, 5 right, or somebody handcuffed?</p> <p>6 A. Somebody did, yes.</p> <p>7 Q. Did you handcuff her?</p> <p>8 A. I don't recall.</p> <p>9 Q. So it might have been you or it might have been your 10 partner, correct?</p> <p>11 A. That's correct.</p> <p>12 Q. If there's not any type of struggle that is ensuing, would 13 it generally just be one officer that would handcuff 14 somebody?</p> <p>15 A. Yes.</p> <p>16 Q. Okay. Typically, if it's a female arrestee if there's a 17 female and a male officer, would it generally protocol be 18 the female that handcuffs or doesn't it matter?</p> <p>19 A. It does not matter.</p> <p>20 Q. Okay. Do you generally handcuff in front or behind?</p> <p>21 A. Always behind.</p> <p>22 Q. Okay. And it says you informed -- well, somebody -- your 23 partner informed Ms. Bass she had a felony warrant. She 24 was placed into custody without incident. What is without 25 incident mean to you when you read that in the police</p>
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<p>1 you or her or you don't know?</p> <p>2 A. I don't know.</p> <p>3 Q. Okay. But when it says I informed Ms. Bass --</p> <p>4 A. Mm-hm.</p> <p>5 Q. -- that would mean Ms. Todd, correct?</p> <p>6 A. That would be correct.</p> <p>7 Q. Since she's using the first person and she wrote the 8 report?</p> <p>9 A. Correct.</p> <p>10 Q. Okay. So we know at the minimum, she was at the door when 11 Ms. Bass opened the door, right?</p> <p>12 A. Correct.</p> <p>13 Q. But you would not have been on the porch, correct?</p> <p>14 A. I didn't say that. I don't know who exactly was on the 15 porch.</p> <p>16 Q. Okay. But generally, you both would not be on the porch 17 when your partner knocks, is that correct?</p> <p>18 A. Correct.</p> <p>19 Q. Okay. So we know at least that the first verbal 20 interaction I think we can safely say is with your partner 21 Todd and this person by the name of Bass, correct?</p> <p>22 A. Can you please repeat the question?</p> <p>23 Q. Yeah. The first communication was between your partner 24 and Ms. Bass, correct?</p> <p>25 A. I don't know that.</p>	<p>1 report?</p> <p>2 A. That tells me that no force was used during the -- the 3 effecting of the arrest.</p> <p>4 Q. Okay. But it doesn't -- would it mean that Ms. Bass 5 didn't have any questions about the arrest? Like what if 6 she would have said I think you got the wrong person, 7 that's not me, without incident doesn't mean that those 8 types of things didn't happen, correct?</p> <p>9 A. That's correct.</p> <p>10 Q. Okay. So without incident just means that no force had to 11 be used, nobody had to use a weapon, or any type of PBC 12 (sic) techniques or any of that stuff, right? PPCT 13 techniques?</p> <p>14 A. Okay, yeah.</p> <p>15 Q. No force was used?</p> <p>16 A. No force was used.</p> <p>17 Q. As you read this report, do you recall anything about this 18 arrest yet?</p> <p>19 A. No.</p> <p>20 Q. Okay. Do you recall what was done to verify that the 21 person on the paper warrant was, in fact, the person that 22 you were arresting? Do you remember anything done to 23 corroborate that?</p> <p>24 A. Like I said, there's nothing extraordinary about this 25 incident.</p>

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<p style="text-align: right;">Page 41</p> <p>1 Q. Okay. 2 A. I just know in past, either I get a Michigan 3 identification or a LEIN verification via picture. 4 Q. Okay. So let's go through that. 5 A. That's used -- 6 Q. Let's go through those steps. You already established, at 7 least for Ms. Bass and this particular incident, you don't 8 recall the circumstances and the specific details, 9 correct? 10 A. Correct. 11 Q. Okay. Let's go generally now, okay? In a situation where 12 you have again a non-violent felony warrant situation, 13 which this is, if you make contact at the house, somebody 14 comes to the door, what's the first thing you do? 15 A. Say hi. 16 Q. Okay. Do you then ask for their name or do you say I'm 17 with the Detroit Police Department or how do you get to 18 the meat -- 19 A. I obviously -- 20 Q. -- of why you're there? 21 A. -- one of first things that I would do is identify myself 22 as a Detroit police officer and then I would ask, you 23 know, who they are. 24 Q. Okay. So you would ask their name? 25 A. Correct.</p>	<p style="text-align: right;">Page 43</p> <p>1 Q. Okay. So you would look at the name? 2 A. Mm-hm. 3 Q. What other things would you look at as far as their photo 4 ID, state ID, and the warrant? Would you look at 5 addresses? Would you look at dates of birth? 6 A. Honestly, with -- with the way the LEIN printouts -- 7 addresses from my experience change more than the weather. 8 People can have an address one day and the next week have 9 a different address. 10 Q. Mm-hm. 11 A. So things like that I typically don't look at too heavy. 12 Q. What about race? 13 A. Yes. 14 Q. Gender? 15 A. Yes. 16 Q. Height and weight? 17 A. With height and weight, a lot of times sometimes it's 18 close, other times it's way off. They'll put a general 19 statement in there sometimes like 4-11 and 50 pounds or 20 whatever the case may be. 21 Q. Mm-hm. But generally, I mean if you have a height of 22 4-11, but the person you're looking at is six foot tall -- 23 A. Well, if I see 4-11, 50 pounds in there, then it would be 24 a general statement. So I wouldn't even rely on that as 25 valid information.</p>	<p style="text-align: right;">Page 42</p> <p>1 Q. And what would you do after they -- if the name seemingly 2 matches the warrant? What would you do next? 3 A. Go in there and verify either via Michigan identification 4 card or like I said, an M -- I want to get the acronyms 5 correct on this. Secretary of State photograph. 6 Q. So a driver's license or state ID? 7 A. Correct. 8 Q. And then what would you do with those things? 9 A. If it's verified that that's the person on the warrant, 10 then they would need to be taken into custody. 11 Q. So you would -- you would look at the -- let's say it's a 12 state ID, you would look at the first, middle, and last 13 name and make sure the first, middle, and last name 14 matches that on the warrant, correct? 15 A. Typically, yes. 16 Q. Why wouldn't you? 17 A. Well -- 18 Q. You say typically. 19 A. If somebody, let's say, had been married and they changed 20 their name, then their maiden name would be on the arrest 21 as opposed to their married name. 22 Q. Okay. 23 A. The warrant. 24 Q. But typically, the first and middle name wouldn't change? 25 A. Typically, yeah.</p>	<p style="text-align: right;">Page 44</p> <p>1 Q. Okay. What about date of birth? 2 A. Yes. 3 Q. You would rely on that? 4 A. Correct. 5 Q. Okay. Race, gender. What about eye color? 6 A. The things that I focus on I've seen on warrants -- here's 7 the thing about LEIN and the information that we get. 8 Just like anything else, it's only as good as the person 9 putting in the information. So if somebody makes a typo 10 while they're inputting the warrant, if that makes sense. 11 Q. I understand. How often does that happen where there's a 12 typo that says male instead of female or white instead of 13 black or -- 14 A. Unfortunately, more often than you would think. 15 Q. Okay. Well, what -- what happens in the situation where 16 you have this warrant packet and you go after the person 17 allegedly named in the warrant and the person says that 18 can't be me, that's not me? What do you do at that point 19 other than to say well, your name's on here, you're going 20 with me? 21 A. Well, I mean the thing about a warrant in LEIN, a warrant 22 has been signed by a prosecutor as we all know. It's been 23 signed by a Judge and it's good on its face value. I 24 would explain to them that unfortunately, at that time, 25 let's say my partner, I'm just going to -- so I'll pick on</p>
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<p>1 her, so I don't pick on anybody.</p> <p>2 Q. Sure.</p> <p>3 A. If I go to her house and she's got a warrant for her</p> <p>4 arrest and she's like this isn't me, I would say well,</p> <p>5 ma'am, I do apologize, however, the warrant's in this</p> <p>6 system and it's been signed by a Judge, there's nothing we</p> <p>7 can do at this time. My department policy says that you</p> <p>8 shall arrest for this warrant. Not may, shall. So</p> <p>9 unfortunately, we're going to have to take you in at this</p> <p>10 point. It's already gone to the point where a warrant's</p> <p>11 been signed. It's out of my hands.</p> <p>12 Q. Okay.</p> <p>13 A. So they're going to have to go in front of a Judge and</p> <p>14 then plead their case.</p> <p>15 Q. And so according to the police report, she was then after</p> <p>16 she was arrested, she was taken to the DDC?</p> <p>17 A. That's correct.</p> <p>18 Q. Detroit Detention Center?</p> <p>19 A. Correct, yes.</p> <p>20 Q. Let's look at your activity log now.</p> <p>21 A. Mm-hm.</p> <p>22 Q. Exhibit 1 and it looks like the last page is where we talk</p> <p>23 about it, this incident?</p> <p>24 A. Mm-hm.</p> <p>25 Q. So Ms. Bass answers the door, she's taken into custody.</p>	<p>1 A. Correct.</p> <p>2 Q. It says you were busy at the DDC. What does that mean?</p> <p>3 Just busy with that one arrest or busy cause you had a</p> <p>4 bunch of arrests you were dealing with?</p> <p>5 A. It would have just been that one.</p> <p>6 Q. Okay. And so describe to me the process of what you did</p> <p>7 with Ms. Bass at the DDC. I'm assuming you went directly</p> <p>8 from her residence to the DDC?</p> <p>9 A. I'm assuming, yeah.</p> <p>10 Q. Okay. There's no note that you went somewhere else?</p> <p>11 A. Yeah.</p> <p>12 Q. Okay. So what happens at the DDC?</p> <p>13 A. So depending on who's driving, we would pull up into a</p> <p>14 sally port gated area with high fenced barbed wire. Gate</p> <p>15 would then close. We would then have the prisoner exit</p> <p>16 the vehicle. At which time they would be searched one</p> <p>17 more time.</p> <p>18 Q. By you and your partner?</p> <p>19 A. Correct.</p> <p>20 Q. So they would have been searched at the house</p> <p>21 preliminarily --</p> <p>22 A. Correct.</p> <p>23 Q. -- after they were cuffed?</p> <p>24 A. Yes.</p> <p>25 Q. Okay. And then they would be searched again at the DDC?</p>
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<p>1 The information about Nathaniel did you ask her where he</p> <p>2 is or is he at this address or --</p> <p>3 A. Like I said, I don't recall. I can just go by what's on</p> <p>4 the activity log.</p> <p>5 Q. Okay. And if we were to make rational assumptions from</p> <p>6 the activity log, obviously, somebody would have had to</p> <p>7 ask you where's Nathaniel Bass?</p> <p>8 A. Yes.</p> <p>9 Q. Because then she had a response that she's in the process</p> <p>10 of divorcing him and she didn't know where he was at, is</p> <p>11 that correct?</p> <p>12 A. That's what this says, yes.</p> <p>13 Q. Did she allow you in the house or do you guys --</p> <p>14 A. She did.</p> <p>15 Q. Okay.</p> <p>16 A. According to this.</p> <p>17 Q. Okay. Would you have had the authority to just go in</p> <p>18 there -- in the house and look for him if she hadn't given</p> <p>19 you permission?</p> <p>20 A. If -- that's a tricky question. Because under certain</p> <p>21 circumstances, we would.</p> <p>22 Q. Okay. Under this circumstance where --</p> <p>23 A. With having no idea, then the answer would be no.</p> <p>24 Q. Okay. So then you take her to the DDC and it looks like</p> <p>25 Exhibit 1 then goes into Exhibit 2?</p>	<p>1 A. Yes.</p> <p>2 Q. Okay.</p> <p>3 A. Then they go in through a door, one set of doors that</p> <p>4 locks has to be -- you have to be buzzed in and you're led</p> <p>5 into a general holding area.</p> <p>6 Q. Okay.</p> <p>7 A. Okay. I was just making sure. So at that point, somebody</p> <p>8 would, either myself or Officer Todd, would fill out a</p> <p>9 folder with the prisoner's information as well as a</p> <p>10 detainee intake sheet.</p> <p>11 Q. Okay. So let me stop you there.</p> <p>12 A. Sorry.</p> <p>13 Q. So we had in your colleague's last deposition we marked a</p> <p>14 exhibits. She didn't really know what we were, but you</p> <p>15 mentioned a couple things that now struck my curiosity.</p> <p>16 You said one of the first things you do is fill out a</p> <p>17 folder?</p> <p>18 A. Correct.</p> <p>19 Q. I'm going to show you Exhibit 1 from Defendant Murphy's</p> <p>20 deposition. Is that like the cover of the folder of which</p> <p>21 you're speaking about? And that would be Exhibit 1 to Ms.</p> <p>22 Murphy's deposition.</p> <p>23 A. That looks like a stamp. Whether this is a copy of the</p> <p>24 actual folder I don't know.</p> <p>25 Q. Okay. But when you say folder, it is an actual folder?</p>

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<p>1 A. Yes.</p> <p>2 Q. And that information that's in Exhibit 1 to Murphy's</p> <p>3 deposition is stamped on the folder typically, correct?</p> <p>4 A. Correct.</p> <p>5 Q. Okay. Do you recognize the handwriting in that document?</p> <p>6 A. No, I don't.</p> <p>7 Q. Okay. And then you said the second thing you do is you</p> <p>8 would complete the detainee input sheet, correct?</p> <p>9 A. Correct.</p> <p>10 Q. And for the record, this was Exhibit 2 to Defendant</p> <p>11 Murphy's deposition. Do you recognize any of the</p> <p>12 handwriting on that document?</p> <p>13 A. May I?</p> <p>14 Q. Sure.</p> <p>15 A. No, I don't.</p> <p>16 Q. Okay. Does it even appear to be yours?</p> <p>17 A. I don't think so.</p> <p>18 Q. Okay. All right. So but you or your partner would fill</p> <p>19 out the information on that folder contained in Murphy</p> <p>20 Exhibit 1, correct?</p> <p>21 A. That is correct.</p> <p>22 Q. And then you or your partner would complete looks like</p> <p>23 about half of the detainee input sheet, is that correct?</p> <p>24 At least the top half?</p> <p>25 A. We would complete not even the top half. Things like the</p>	<p>1 remember -- do you recognize that signature?</p> <p>2 A. No, I don't.</p> <p>3 Q. Okay. And then once it gets to the hold and fugitive</p> <p>4 warrants, that's somebody else, and Murphy already said</p> <p>5 she did that?</p> <p>6 A. Yeah, so they would take it and then run -- re-run the</p> <p>7 information through LEIN or TALON.</p> <p>8 Q. Okay. So you fill out the folder with what information?</p> <p>9 Are you getting -- are you filling it out from the LEIN</p> <p>10 information or are you verbally asking the arrestee?</p> <p>11 A. From her.</p> <p>12 Q. Okay. So you're verbally asking for this information?</p> <p>13 A. Yes.</p> <p>14 Q. For the folder and the detainee input sheet?</p> <p>15 A. Well, the height, weight questions would be getting from</p> <p>16 her.</p> <p>17 Q. Okay. Where would you getting dates of birth, sex,</p> <p>18 addresses?</p> <p>19 A. Either from her directly or from Michigan state ID.</p> <p>20 Q. Okay. And in this case, do you remember what you did?</p> <p>21 A. I don't -- I don't recall.</p> <p>22 Q. Okay. So I would assume that the file folder comes first,</p> <p>23 correct, completing that because you got to put something</p> <p>24 in it, right? Is that just the file thing generally the</p> <p>25 first thing that you complete?</p>
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<p>1 SID Number, CB number, ID number, and the TCM lot --</p> <p>2 live-scan number would not be filled in by us.</p> <p>3 Q. Okay. But you would fill in --</p> <p>4 A. We would fill in the names all this information up here.</p> <p>5 Q. Okay. So for the record, you would fill in last name,</p> <p>6 first name, middle name, hair color, eye color, aliases,</p> <p>7 driver's license, or social security number information,</p> <p>8 age, sex, race, date of birth, complexion, height,</p> <p>9 address, city, state, zip, marital status, weight, scars</p> <p>10 tattoos, correct, so far?</p> <p>11 A. Correct.</p> <p>12 Q. That's what you or your partner would have done?</p> <p>13 A. Correct.</p> <p>14 Q. And then kind of the second quarter of that talks about</p> <p>15 medical mental issues. Would you guys have filled that in</p> <p>16 too?</p> <p>17 A. Yes.</p> <p>18 Q. Okay. And then going down about halfway, it talks about</p> <p>19 arresting officer, the badge, the assignment code, last</p> <p>20 three of your pension number, all that. Is that stuff</p> <p>21 that you would fill in?</p> <p>22 A. Yeah.</p> <p>23 Q. You or your partner?</p> <p>24 A. Yes.</p> <p>25 Q. Okay. And then it says supervisor signature. Do you</p>	<p>1 A. It may or may not be.</p> <p>2 Q. Okay.</p> <p>3 A. Depending if there's a file folder there.</p> <p>4 Q. Okay. So if there isn't one, that's generally the first</p> <p>5 thing you'll complete if there isn't one already made?</p> <p>6 A. It depends.</p> <p>7 Q. Okay. But is that and the detainee input sheet one of the</p> <p>8 first two things you'll do?</p> <p>9 A. Once we get to the DDC --</p> <p>10 Q. Yes.</p> <p>11 A. -- that is correct.</p> <p>12 Q. Okay. What do you do with those items then?</p> <p>13 A. We hand it to the people so when you get there, there's a</p> <p>14 separation between which would be essentially the</p> <p>15 supervisor, the desk supervisor of the Detroit Detention</p> <p>16 Center and the people running TALON and LEIN. So it's</p> <p>17 separated by what appears to be bulletproof glass and a</p> <p>18 window. So we give them that information. They take the</p> <p>19 folder. They then give us copies of some paperwork to go</p> <p>20 back with the prisoner. Prisoners then taken to the first</p> <p>21 stage which is where they're basically searched by DPD</p> <p>22 officers or they now have I think it's civilians almost.</p> <p>23 Q. But you don't do that?</p> <p>24 A. No.</p> <p>25 Q. Okay.</p>

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<p>1 A. No.</p> <p>2 Q. So in this case, we know that Ms. Murphy completed section</p> <p>3 two of the holds and fugitive warrant --</p> <p>4 A. Correct.</p> <p>5 Q. -- part of the detainee input sheet. So for her to have</p> <p>6 gotten that, was that something you would physically given</p> <p>7 to her or would that go through somebody else and</p> <p>8 eventually end up to her?</p> <p>9 A. We provide the information with a name, date of birth, and</p> <p>10 stuff like that, and they run the name through TALON.</p> <p>11 Q. Okay. But would you give her any of those exhibits,</p> <p>12 Exhibit 1 or 2 of her deposition?</p> <p>13 A. Yes, the detainee intake sheet --</p> <p>14 Q. Right.</p> <p>15 A. -- the folder would be given directly to her.</p> <p>16 Q. To Ms. Murphy?</p> <p>17 A. Or whoever is being --</p> <p>18 Q. Or whoever is doing it?</p> <p>19 A. Yes.</p> <p>20 Q. And generally, where is the arrestee at this point when</p> <p>21 you're filling out the folder and the sheet?</p> <p>22 A. Sitting in a large room kind of referred to as bullpen</p> <p>23 waiting to be further processed.</p> <p>24 Q. Are they close enough to where if you had a question, you</p> <p>25 could easily get to them or no?</p>	<p>1 completion of those packets, which is why my partner --</p> <p>2 either my partner and I would re-verify that information</p> <p>3 in TALON or LEIN prior to us making arrest attempts.</p> <p>4 Q. So what would you say the timeframe of your verification</p> <p>5 was between the verification and the actual arrest of Ms.</p> <p>6 Bass?</p> <p>7 A. It would be that day.</p> <p>8 Q. Okay. Did she ever dispute with you that she had a</p> <p>9 warrant or did she ever indicate to you that's not me or</p> <p>10 anything like that?</p> <p>11 A. I don't recall.</p> <p>12 Q. Okay. So you don't know one way or the other?</p> <p>13 A. No.</p> <p>14 Q. Okay. After you complete the folder, the detainee input</p> <p>15 sheet generally, what do you do next? Just go onto your</p> <p>16 next assignment or what?</p> <p>17 A. Once she's been processed and once --</p> <p>18 Q. Well, do you stay there for the processing of her?</p> <p>19 A. We -- we are there for a portion. So once we exit the --</p> <p>20 we'll call it the bullpen area. They go into the first</p> <p>21 set of doors where they're doubled checked and if they</p> <p>22 have any amounts of cash over I believe it's \$9.75, then</p> <p>23 it will be then put into a machine the Kiosis, they would</p> <p>24 get that money. Once she's been processed initially,</p> <p>25 there's no fingerprinting or anything like that that takes</p>
<p>1 A. Yeah.</p> <p>2 Q. Okay. After the sheet is given to, in this case Ms.</p> <p>3 Murphy, do you know what happens to the paperwork after</p> <p>4 that? Does it come back to you or --</p> <p>5 A. I have no idea.</p> <p>6 Q. All right. So you don't know what happens after that?</p> <p>7 A. No.</p> <p>8 Q. Has there ever been occasion where you've given a file</p> <p>9 folder information, the detainee input sheet to the person</p> <p>10 who completes the fugitive hold section and they had</p> <p>11 questions for you? Has that ever happened?</p> <p>12 A. Not that I can recall.</p> <p>13 Q. Okay. Has anybody if you've arrested somebody on a</p> <p>14 fugitive hold given that information then to the fugitive</p> <p>15 hold checker and that person say I don't even see that</p> <p>16 this person has a hold on them in LEIN? Has that ever</p> <p>17 happened?</p> <p>18 A. Not that I can recall.</p> <p>19 Q. Okay. Is it possible that could happen?</p> <p>20 A. Is it possible?</p> <p>21 Q. Yeah.</p> <p>22 A. Yeah.</p> <p>23 Q. How could that happen?</p> <p>24 A. If say if somebody gets one of these packets and doesn't</p> <p>25 verify it and that person has been since arrested at the</p>	<p>1 place at that point. Once she's been scanned, an initial</p> <p>2 scan, we then walk her or the prisoner at that point to</p> <p>3 building 500, which is located across the courtyard.</p> <p>4 Depending on if they're male or female depends on which</p> <p>5 door we go into. Once we go into -- judging by the</p> <p>6 gender, we'll go into a door. We then hand the prisoner</p> <p>7 off to the Michigan Department of Corrections. Michigan</p> <p>8 Department of Corrections then takes custody of the</p> <p>9 prisoner. So we give them the information, they ask a</p> <p>10 series of questions, it's all intake questions as far as</p> <p>11 medical, anything like that. If they don't have any</p> <p>12 medical issues, we're then excused, and then they fully</p> <p>13 take custody of that prisoner.</p> <p>14 Q. Okay. So you're present during all that?</p> <p>15 A. Correct.</p> <p>16 Q. And at any time during that process, do you recall whether</p> <p>17 or not Ms. Bass said I'm not the person on the warrant or</p> <p>18 made any type of statements along those lines or don't you</p> <p>19 recall?</p> <p>20 A. I honestly don't recall.</p> <p>21 Q. Okay. If she had made those statements, would that</p> <p>22 something you would normally put either in the arrest</p> <p>23 report or the activity log or do you hear that all the</p> <p>24 time such that you don't really pay attention?</p> <p>25 A. I hear it all the time.</p>

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<p>1 Q. So it's not something you would note?</p> <p>2 A. No.</p> <p>3 Q. Okay. No, that's correct, it's not something you would</p> <p>4 normally note, is that correct?</p> <p>5 A. That is correct.</p> <p>6 Q. Okay. The warrant that you get does it have a picture on</p> <p>7 it?</p> <p>8 A. No.</p> <p>9 Q. Okay. So there's no way to physically match the arrestee</p> <p>10 to the person on the warrant other than these printed</p> <p>11 things that's on the warrant, is that correct?</p> <p>12 A. Other than the information that's present on the warrant,</p> <p>13 no.</p> <p>14 Q. Okay. So we have a copy of the warrant, which we'll label</p> <p>15 as Exhibit 4.</p> <p>16 (Deposition Exhibit No. 4 marked for</p> <p>17 identification at 1:32 p.m.)</p> <p>18 Q. (BY MR. CABOT): Now, I'm going to show you what's been</p> <p>19 provided to me today as the LEIN information with some</p> <p>20 redactions on it.</p> <p>21 A. Okay.</p> <p>22 Q. My question to you is the form of it is that generally</p> <p>23 what would get with these warrant packets that you've been</p> <p>24 talking about?</p> <p>25 A. That is correct.</p>	<p>1 A. Yes.</p> <p>2 Q. Okay. Who did?</p> <p>3 A. It was a combination of myself and I think I asked Todd to</p> <p>4 do it.</p> <p>5 Q. Okay. So but -- so this -- but would this document be the</p> <p>6 same thing that you would have seen back in May of 2015?</p> <p>7 A. Similar.</p> <p>8 Q. Okay. What --</p> <p>9 A. Well, that's -- well, here's the thing with this. If you</p> <p>10 look obviously we're here for Ms. Monique Bass, aka</p> <p>11 Monique Wright, a Monique Wright is her maiden name.</p> <p>12 Q. Mm-hm.</p> <p>13 A. If you look at the bottom of this where it says the</p> <p>14 offense for felony or forgery of checks, the date of</p> <p>15 warrant, which is the date this warrant was issued, was on</p> <p>16 November 13th of 2000, okay?</p> <p>17 Q. Okay. That's DOW?</p> <p>18 A. DOW is date of warrant.</p> <p>19 Q. Yep.</p> <p>20 A. The OCA is next to it.</p> <p>21 Q. And what's that mean?</p> <p>22 A. That's -- it's a reference number.</p> <p>23 Q. Okay.</p> <p>24 A. Okay? Where the court -- what court it's out of which in</p> <p>25 this case it's 36th District Court. It will have some</p>
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<p>1 Q. Okay. And so it's generally just what? A two-page or</p> <p>2 one-page document? Cause that's all I got. So is that</p> <p>3 normally in these warrant packets?</p> <p>4 A. Pretty much, yes.</p> <p>5 Q. Okay. When you --</p> <p>6 A. There might -- well, there would be -- there may be a</p> <p>7 Secretary of State printout with it.</p> <p>8 Q. Okay. And would that Secretary of State have a photo on</p> <p>9 it or what would be the purpose of the Secretary of State</p> <p>10 printout?</p> <p>11 A. With information.</p> <p>12 Q. Okay. I'm going to go over this with you, and again, we</p> <p>13 just have the one copy here. So -- oh, okay.</p> <p>14 A. Just so you can verify it's the same information.</p> <p>15 Q. Okay. That's fine. So the first -- second line it says A</p> <p>16 LEIN, A space L-E-I-N. What's that line mean?</p> <p>17 A. Just referenced the system.</p> <p>18 Q. Okay. And so it says 10-30-17. So does that mean you</p> <p>19 printed this out today or somebody did?</p> <p>20 A. Somebody did, yes.</p> <p>21 Q. Do you know who did?</p> <p>22 A. The operator would be Quinn Johnson.</p> <p>23 Q. Okay. Do you know who Quinn Johnson is?</p> <p>24 A. JJ, yes, at 10 PDU.</p> <p>25 Q. Okay. Did somebody ask him to print this out?</p>	<p>1 additional information like how far will they pick up. In</p> <p>2 this case, they will pick up statewide and the remarks</p> <p>3 here court canceled. Now, it says entered into LEIN on</p> <p>4 the bottom. So underneath the ORI number, okay?</p> <p>5 Q. Mm-hm.</p> <p>6 A. It says date entered into LEIN, which is January 9th of</p> <p>7 2001.</p> <p>8 Q. Mm-hm.</p> <p>9 A. And it will give you the time it was changed, 2100 hours.</p> <p>10 Q. Mm-hm.</p> <p>11 A. This warrant was modified on August 8th of 2015 at 02:09</p> <p>12 hours.</p> <p>13 Q. Mm-hm.</p> <p>14 A. Okay? Which means that some of the information that's</p> <p>15 within what you see was changed.</p> <p>16 Q. Okay.</p> <p>17 A. So I couldn't tell you what was changed in there, just</p> <p>18 some of the information. Could be name, could be date of</p> <p>19 birth, it could be any of these characteristics was</p> <p>20 changed. All this tells me is that whoever this person is</p> <p>21 that changed it, changed that on August 8th of 2015.</p> <p>22 Q. And who changed it?</p> <p>23 A. I have no clue.</p> <p>24 Q. Okay. So if I wanted to get the actual copy of the</p> <p>25 warrant that you saw --</p>

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<p>1 A. Right.</p> <p>2 Q. -- in May of 2015, where do I get that?</p> <p>3 A. That's another great question.</p> <p>4 Q. That's three great ones.</p> <p>5 A. That's three great ones. I don't know.</p> <p>6 Q. What do you do with the warrant when you're done with it, 7 the printout?</p> <p>8 A. It's -- once -- I mean it's in the system. If it's -- it 9 depends on what type of warrant we're talking about.</p> <p>10 Q. But you had a physical piece of paper?</p> <p>11 A. It's a printout from LEIN.</p> <p>12 Q. Right.</p> <p>13 A. That's all that we had.</p> <p>14 Q. But what did you do -- what would you typically do with it 15 once that arrest is made?</p> <p>16 A. It would be in the burn pile.</p> <p>17 Q. And when you say burn pile, that literally means you shred 18 it?</p> <p>19 A. You shred it or burn it, yes.</p> <p>20 Q. Okay. All right. Let's look back at Exhibit 4 a little 21 bit. It says remarks court canceled. What does that mean 22 generally?</p> <p>23 A. It was canceled by the court would be my best guess.</p> <p>24 Q. Okay. As you look at this document, do you know when the 25 court canceled it?</p>	<p>1 okay? So, for instance, if you say your name is William 2 Brown, very common name, and you gave a date of birth. 3 Any name associated with William Brown will pop up.</p> <p>4 Q. Okay.</p> <p>5 A. So it's not necessarily this is going to be her.</p> <p>6 Q. Well, this says Monique Wright?</p> <p>7 A. Okay.</p> <p>8 Q. So my question --</p> <p>9 A. Where?</p> <p>10 Q. It says it right at the top.</p> <p>11 A. Well, no.</p> <p>12 Q. R-E see?</p> <p>13 A. Yes, that's -- okay, regarding that's the inquiry that was 14 made.</p> <p>15 Q. Okay.</p> <p>16 A. So whoever -- so Detective Johnson ran this is name that 17 came back. So any -- so he runs a name, now all this 18 stuff would come up after the fact. Does that make sense?</p> <p>19 Q. No. Let's go off the record.</p> <p>20 (Off the record at 1:40 p.m.)</p> <p>21 (Back on the record at 1:41 p.m.)</p> <p>22 Q. (BY MR. CABOT): So the un redacted -- we have an un 23 redacted copy and we have the redacted copy.</p> <p>24 A. Correct.</p> <p>25 Q. The redacted copy is what's Exhibit 4. So my</p>
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<p>1 A. I do not -- well, it says canceled on June the 1st of 2 2017.</p> <p>3 Q. Okay. So you have to go down or would that mean that the 4 court canceled it or that the LEIN was canceled, that's 5 what that means?</p> <p>6 A. I -- I don't know. I can tell you according to this 7 paper, this says it was canceled on June 1st, 2017 at 8 10:26 a.m. by operator Floyd K, whoever he is or she is.</p> <p>9 Q. But that would be at the court?</p> <p>10 A. That would be correct.</p> <p>11 Q. Okay. But as far as the information contained, this has 12 the date of birth, the weight, height, you would verify 13 all this with the person you got in front of you or with 14 an ID card?</p> <p>15 A. Correct.</p> <p>16 Q. Okay. Let's go to the upper half.</p> <p>17 A. Min-hm.</p> <p>18 Q. Next to the redactions it says SMT and then SCR knee. 19 Does that mean scar right knee? Do you see where I'm at?</p> <p>20 Right here.</p> <p>21 A. That's somebody different.</p> <p>22 Q. What do you mean somebody different?</p> <p>23 A. So what happens when you run somebody's name is that 24 because unfortunately people do lie about their names, 25 that anything remotely resembling their name will come up,</p>	<p>1 understanding is whoever the operator -- whoever did the 2 LEIN, which was Johnson?</p> <p>3 A. Correct.</p> <p>4 Q. Quinn Johnson, he put in as the search term Monique 5 Wright?</p> <p>6 A. Correct.</p> <p>7 Q. And when he put in Monique Wright, there's some other 8 people who came up?</p> <p>9 A. That's correct.</p> <p>10 Q. The first set of redactions would be somebody not named 11 Monique Wright, but actually was named somebody totally 12 different?</p> <p>13 A. Correct.</p> <p>14 Q. Then we go down and so all that information, the 15 misdemeanor for trespassing, that's related to the name 16 that's been redacted, correct?</p> <p>17 A. That is correct, yes.</p> <p>18 Q. So then we come to the part of Exhibit 4 where we have 19 some asterices?</p> <p>20 A. Correct.</p> <p>21 Q. And that is where Monique Wright actually matches to the 22 name put in?</p> <p>23 A. That's correct.</p> <p>24 Q. Can you explain to me why when you put in Monique Wright, 25 you first get the name of this person who I can just say</p>

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1 for the record doesn't have a Monique in her name, a 2 Wright in her name, or the -- 3 A. Okay. 4 Q. -- any name of her name that's related to Monique Wright? 5 Can you explain that? 6 MS. REHMAN-BARTON: Do you want to go off the 7 record for one second? 8 MR. CABOT: Well, let's see if he can -- 9 MS. REHMAN-BARTON: Okay. 10 MR. CABOT: -- answer that question -- 11 MS. REHMAN-BARTON: Yeah, I'm sorry. 12 MR. CABOT: -- first. 13 MS. REHMAN-BARTON: Yes, you're right. 14 A. Okay. Yes, so there could be a number of -- there could 15 be a number of reasons. I don't know all the criteria for 16 what links the person's name. It could be their social 17 security numbers are close or it could be their date of 18 birth is close or it could be that somebody used an alias 19 of this person's name in an arrest. It could be one of 20 infinite amount of things that somehow is links whoever 21 else to this person. 22 Q. (BY MR. CABOT): Okay. 23 A. It's just a possibility that this could be him. 24 Q. Okay. 25 MS. REHMAN-BARTON: Can we go off the record for	1 address, and then the offense, the OCA, and date of the 2 warrant, the court, the pick up? I mean obviously, you 3 wouldn't have gotten remarks court canceled that day 4 because you're saying it wasn't canceled that day. 5 A. Well, it wasn't canceled that day according to this. 6 Q. So what other information would you -- 7 A. If it was a canceled warrant, she would have never been 8 arrested. 9 Q. But what other information would have been listed on 10 there? 11 A. Aside from her name, date of birth -- 12 Q. Right. 13 A. -- address, that sort of thing? 14 Q. Right, the court, you know, the pick up and all that? 15 A. Yes, and the nature of the charge, the OCA of the charge, 16 and the date of warrant that would have been it pretty 17 much. 18 Q. Okay. 19 A. It looks similar to this. Like I said previously stated, 20 according to this, it was modified on August 8th of 2015. 21 So the information within this warrant would have been 22 modified on that date. 23 Q. Okay. 24 A. By the courts. 25 Q. Okay. Did you ever receive any information from any
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1 one second? 2 MR. CABOT: Sure. 3 (Off the record at 1:43 p.m.) 4 (Back on the record at 1:43 p.m.) 5 Q. (BY MR. CABOT): So the first thing I see under the 6 operator's name at the top though it says caution caution 7 colon other? 8 A. Mm-hm. 9 Q. What does that mean? 10 A. That means that somebody -- somebody either the target 11 name that was ran or a name associated with the target 12 name is wanted for a felony or has been previously 13 convicted of some type of violent crime. 14 Q. Okay. Now, the warrant you got, would it have had, 15 looking at Exhibit 4, this upper half of that information 16 this other person's name and all that? Would that have 17 been on the warrant you actually physically got on the day 18 of this incident? 19 A. I really don't remember -- 20 Q. Okay. 21 A. -- the initial thing. It's just -- it's extremely 22 possible that other people's information would have been 23 in there as well. 24 Q. So then how much of this information would you have had on 25 Exhibit 4 other than her name, her race, her hair, her	1 source that the person that was the subject of this 2 warrant wasn't the correct person? 3 A. I don't believe so. I -- honestly, I don't remember this. 4 Q. Okay. I'm going to show you what we're going to label as 5 Exhibit 5. 6 (Deposition Exhibit No. 5 marked for 7 identification at 1:46 p.m.) 8 Q. (BY MR. CABOT): Show you what's labeled Exhibit 5, which 9 is called an incident report, is that any different from 10 the official arrest report or is that just something extra 11 that's done? It's a different form. 12 A. I've never seen this form. 13 Q. You've never seen Exhibit 5? 14 A. No, it appears to me like the CRISNET report, but I've 15 never seen this form. 16 Q. Okay. And who is Sergeant Richard Knox from the 8th 17 Precinct? 18 A. I don't know who that is. 19 Q. Okay. I'm going to show you what we're going to label as 20 Exhibit 6. 21 (Deposition Exhibit No. 6 marked for 22 identification at 1:49 p.m.) 23 Q. (BY MR. CABOT): Which is a mugshot report and just ask 24 you if that photograph jogs your memory if that was the 25 person you arrested?

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1 A. No clue.	1 circumstances.
2 Q. Okay. Do you ever ask the people who you arrest if	2 Q. And in this case, you don't know if there was an issue
3 they're employed or anything like that or --	3 with that, is that correct?
4 A. If I'm doing an interrogation, then yes.	4 A. That is correct.
5 Q. Okay. You didn't do that in this case, correct?	5 Q. All right.
6 A. That is correct.	6 MR. CABOT: I don't have anything further at this
7 Q. Did you ever have to attend any type of court hearing on	7 time.
8 this case?	8 EXAMINATION
9 A. I don't remember.	9 BY MS. REHMAN-BARTON:
10 Q. I got to ask the questions.	10 Q. I just want the record to be clear why did you arrest
11 A. Yeah, I don't remember.	11 Monique Bass?
12 Q. I kind of assume I know what your answer's going to be,	12 A. Based on her fugitive or felony warrant.
13 but I got to ask it nonetheless. Were you present during	13 MS. REHMAN-BARTON: Thank you.
14 the fingerprinting process?	14 MR. CABOT: All right.
15 A. No.	15 (Deposition concluded at 1:54 p.m.)
16 Q. And again, I know what your answers probably going to be,	16
17 but I got to ask the question any way. Looking at Exhibit	17
18 7, this person by the name of Monique Elicia, E-L-I-C-I-A,	18
19 Wright of 2284 Longfellow does that look like the person	19
20 that you arrested?	20
21 A. I -- I don't know.	21
22 Q. Okay.	22
23 A. Yeah.	23
24 Q. And the same question for --	24
25 (Deposition Exhibit No. 8 marked for	25
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1 identification at 1:52 p.m.)	
2 Q. (BY MR. CABOT): -- Exhibit 8?	
3 A. I do not know.	
4 Q. Okay. And this was produced during discovery of the case.	
5 I'm just going to ask do you know what it is if you can	
6 explain it to me. This we'll label as Exhibit 9.	
7 (Deposition Exhibit No. 9 marked for	
8 identification at 1:52 p.m.)	
9 Q. (BY MR. CABOT): Ask you if you've ever seen a document	
10 like that before?	
11 A. I have, yes, I mean I've seen documents like this before.	
12 Q. And that looks like something from the Secretary of State?	
13 A. That would be correct.	
14 Q. Okay. And what generally is the information you gleaned	
15 from that?	
16 A. Amongst other things if they have indeed have a valid	
17 driver's license. If they're eligible for a driver's	
18 license. A name of the person with a date of birth and	
19 such like that as well as previous names used.	
20 Q. What if the warrant has somebody with a middle name? I	
21 mean is that -- the middle name either doesn't exist or	
22 it's different on the actual person that you're arresting,	
23 does that have any bearing to you? As maybe that may not	
24 be the person that's the subject of the warrant?	
25 A. It would have to depend on the individual set of	

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